



# CITY OF MEMPHIS

## COUNCIL AGENDA

November 4, 2003

Public Session Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

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**CALL TO ORDER by the Sergeant-at-Arms**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**CALL OF ROLL by the Comptroller**

**APPROVAL OF PREVIOUS MEETING MINUTES (Oct. 21, 2003)**

## CONSENT AGENDA

### GENERAL ORDINANCE - FIRST READING (none)

### GENERAL ORDINANCE - SECOND READING

1. **ORDINANCE** to fix and determine salary and compensation of Mayor, pursuant to Home Rule Amendments, up for S E C O N D reading.

Peete

Ordinance No. 5020

ACTION REQUESTED: Adopt the ordinance on Second reading

### ZONING ORDINANCES - FIRST READING

2. **ORDINANCE** rezoning the southwest corner of E.H. Crump Boulevard and Barton Street, containing 0.135 acre in the Gateway Commercial (C-G) District, for up F I R S T reading.

Peete

Ordinance No. 5021

Case No. Z 03-119

Applicant: Willie W. Herenton  
SR Consulting, LLC - Representative

Request: South Downtown Residential (R-SD) District

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

3. **ORDINANCE** rezoning the north side of Berryhill Road; +210 feet east of Strawberry Lane, containing 1.102 acres in the Agricultural (AG) District, up for F I R S T reading.

Peete

Ordinance No. 5022

Case No. Z 03-120cc

Applicant: Mel Brookins  
SR Consulting, LLC - Cindy Reaves - Representative

Request: Single Family Residential (R-S8) and Residential Estate (R-E) Districts

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

4. **ORDINANCE** amending the zoning map for Midtown Corridor East/Binghampton area: North Parkway/Summer Avenue on the North, Poplar Avenue on the South, the East and West side of Holmes Road on the East and East Parkway North on the West, up for F I R S T reading.

Peete

Ordinance No. 5023  
Case No. Z 03-122  
(Companion Cases: RC 03-401/Ord. #5024& ZTA 03-004cc/Ord. #5025 & Ord. #5026 )

Applicant: Memphis & Shelby County Office of Planning & Development  
Terry Emerick - Representative

Request: Multiple Districts

LUCB recommendation: APPROVAL, with recommendations

OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

5. **ORDINANCE** extending the Residential Corridor Designation on Walnut Grove, beginning at the Centerline of Holmes Road and extending westward a distance of +/- 1500 feet on Walnut Grove Road, up for F I R S T reading.

Peete

Ordinance No. 5024  
Case No. RC 03-401  
(Companion Cases: Z 03-122/Ord. #5023 & ZTA 03-004cc/Ord. #'s 5025 & #5026)

Applicant: Memphis & Shelby County Office of Planning & Development  
Terry Emerick - Representative

Request: Extension of the Residential Corridor designation of Walnut Grove Road

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

6. **ORDINANCE** to create a new Residential Infill District (R-S6 I), up for F I R S T reading.

Peete

Ordinance No. 5025  
Case No. ZTA 03-004cc  
(Companion Cases: Z 03-122/Ord. #5023 & RC 03-401/Ord. #5024)

Applicant: Memphis & Shelby County Office of Planning & Development

Request: Create a new Residential Infill District

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

7. **ORDINANCE** to amend the Neighborhood Commercial District (C-N) to allow residential uses, up for F I R S T reading.

Peete

Ordinance No. 5026  
Case No. ZTA 03-004cc  
(Companion Cases: Z 03-122/Ord. #5023 & RC 03-401/Ord. #5024)

Applicant: Memphis & Shelby County Office of Planning & Development  
Terry Emerick - Representative

Request: Amend the Neighborhood Commercial District

LUCB and OPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on First reading

8. **ORDINANCE** rezoning the east side of Austin Peay Highway; +750 feet south of Joslyn Street, containing 1.24 acres in the Single Family Residential (R-S10) District, up for F I R S T reading.

Peete

Ordinance No. 5027  
Case No. Z 03-121

Applicant: Popeye's of Memphis  
Barge, Waggoner, Summer & Cannon (Charles Goforth) - Representative

Request: Planned Commercial (C-P) District

LUCB recommendation: APPROVAL, with conditions

OPD recommendation: REJECTION

ACTION REQUESTED: Adopt the ordinance on First reading

9. **JOINT ORDINANCE** to amend Section 29, Signs and Section 30, Nonconformities, up for F I R S T reading.

Peete

Ordinance No. 5028  
Case No. ZTA 03-002cc

Applicant: Memphis & Shelby County Office of Planning & Development  
Mary Baker - Representative

Request: 1) Amend Section 29 - Signs, Subsection III - Definitions; Subsection IV - Classification of Signs; Subsection V - Signs Prohibited; Subsection VI - General Standards; Subsection VII - Permanent On-Premise Sign Regulations; Creating a new Subsection XII - Violations and a new Subsection XIII - Enforcement and Penalties  
2) Amend Section 30 - Nonconformities, Subsection E - Nonconforming On-Premise and Off-Premise Signs

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Adopt the ordinance on First reading

#### **ZONING ORDINANCE- SECOND READING**

10. **ORDINANCE** rezoning the west side of New Horn Lake Road; +/-185.25 feet south of Brooks Road, containing .98 acre (42,688 sq. ft.) in the Single Family Residential (R-S6) District, up for S E C O N D reading.

Peete

Ordinance No. 5019  
Case No. Z 03-117

Applicant: Bezuneh Tessema  
McCaskill & Associates, Inc. (Tim McCaskill) – Representative

Request: Neighborhood Commercial (C-N) District

LUCB and OPD recommendation: APPROVAL of the Neighborhood Commercial (C-N) District

ACTION REQUESTED: Adopt the ordinance on Second reading

**ENGINEERING**

11. RESOLUTION approving contract time extension for MEMPHIS OAKS DISTRIBUTION CENTER SEWERS.  
(Contract No. CR-4623)

Resolution approves the extension of time from March 20, 2002 through October 7, 2004 for the project located on the southwest corner of Malone and Holmes Road.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

12. RESOLUTION accepting RAINES ROAD P.D., PHASE 4, PART OF PARCEL B and authorizing release of bond.  
Case No. PD 95-380  
(Contract No. CR-4254)

Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the north side of Raines Road, 1,106.85 feet east of New Tchulahoma Road. The standard improvement contract was approved on September 2, 1997. Resolution also authorizes the release of the cashier's check in the amount of \$10,800.00.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

13. RESOLUTION accepting BROWNSVILLE-ST.ELMO SC-1 SHOPPING CENTER, PHASE 1 and authorizing release of bond.  
Case No. Z-2588cc  
(Contract No. CR-4504)

of Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the northwest corner St. Elmo Road and New Brownsville Road. The standard improvement contract was approved on October 26, 1999. Resolution also authorizes the release of the performance bond in the amount of \$82,000.00. This action is subject to County approval.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

14. RESOLUTION accepting MATCU COVINGTON P.D. and authorizing release of bond.  
Case No. PD 00-372  
(Contract No. CR-4674)

was of the Resolution accepts completion of the improvements and the dedication of public streets and easements as shown on the final plat located on the east side of Covington Pike, north of Stage Road. The standard improvement contract approved on November 20, 2001. Resolution also authorizes the release check in the amount of \$38,000.00.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

15. RESOLUTION approving final plat of THE ORIGINAL PLAN OF MEMPHIS, RESUBDIVISION OF LOT 248.  
Case No. S 03-012

Resolution approves the final plat located on the southeast corner of November 6th Street and Madison Avenue. Cost of the required improvements to be borne by the developer.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

16. RESOLUTION approving engineering plans of ST. ANDREW A.M.E. CHURCH.

Resolution approves the engineering plans located on the southeast corner of South Parkway East and Mississippi Boulevard. Cost of the required improvements to be borne by the developer.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

17. RESOLUTION approving final plat of COUNTRYSIDE ACRES SUBDIVISION, SECTION A, RESUBDIVISION OF LOTS 1-6.

Case No. S 96-035  
Contract No. CR-4833

Resolution approves the final plat located on the north side of Christine Road, 335 feet east of Walnut Creek Cove. Cost of the required improvements to be borne by the developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

18. RESOLUTION approving final plat of BLUE STONE GLEN P.D.

Case No. PD 03-310cc  
Contract No. CR-4834

Resolution approves the final plat located on the south side of East Holmes Road, east of Cherokee Rose Lane. Cost of the required improvements to be borne by the developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract. This action is subject to County approval.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

19. RESOLUTION approving final plat of FRANKLIN FARMS P.D., PHASE 5, PART OF AREA D.

Case No. PD 98-332cc  
Contract No. CR-4835

the Resolution approves the final plat located on the southeast corner of Oak Barn Lane and Old Well Terrace. Cost of the required improvements to be borne by developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

#### **NOTATIONS FROM OPD**

20. NOTATIONS from Land Use Control Board that the following cases were heard and recommendation made requesting a date of public hearing:

A. Case No. PD 03-343 - Downing Place P.D.

Located on the east side of Sanga Road;  $\pm$ 275 feet north of Walnut Grove Road, containing 2.48 acres in the Agricultural (AG) District

Request: Office use in southern half, single family residences on two lots in northern half

LUCB and OPD recommendation: REJECTION

B. Case No. PD 03-348

Located on the west side of Henning Road @ Island Place East, containing 19.50 acres in the Light Industrial (I-L) and Light Industrial Flood Plain (I-H{FP}) Districts

Applicant: Wayne Christian  
W. H. Porter & Co., Inc. - Representative

Request: Planned Development to permit 159 single family detached homes with a minimum lot size of 3,100 square feet within the plan

LUCB and OPD recommendation: APPROVAL, with conditions

C. Case No. PD 03-349

Located on the northeast corner of Appling Glen Drive and Appling Road, containing 1.990 acres in the Single Family Residential (R-S6) District

Applicant: Van Thomas

Request: A Planned Development to permit commercial uses regulated by the Neighborhood Commercial (C-N) District

LUCB and OPD recommendation: APPROVAL, with conditions

D. Case No. PD 03-351cc - Gardens of Gray's Creek P.D.

Located on the west side of Houston Levee Road; +/-1,200 feet southwest of Morning Sun Road, containing 70.64 acres in the Local Commercial (C-L), Light Industrial (I-L), Flood Plain (FP) and Floodway (FW) Districts

Applicant: Tan-Houston Levee, LLC  
Davis Engineering - Mark Davis - Representative

Request: Planned Development to allow single family detached residential dwellings with minimum lot sizes of 4,305 square feet and Planned Commercial (C-P) District uses within the Outline Plan

LUCB and OPD recommendation: APPROVAL, with conditions

E. Case No. PD 03-354

containing Located on the southwest corner of York Avenue and Barksdale Street, 0.20 acre in the Single Family Residential (R-S6) District

Applicant: Ben T. Duke

Request: Create two (2) lots to allow the construction of one (1) new single family home to the rear of existing home

LUCB and OPD recommendation: APPROVAL, with conditions

F. Case No. PD 03-356

Located on the southwest corner of White Station Road and Sanderlin Road, containing 3.50 acres in the Single Family Residential (R-S10) District

Applicant: Bryan-Turly Properties  
Homer Branran - Representative

Request: 118 condominium units in a 10 story building

LUCB recommendation: APPROVAL, with conditions (reduction in height to 8 stories)

OPD recommendation: REJECTION

G. Case No. PD 03-357cc - Shoppes @ Gray's Creek P.D.

Located on the northwest corner of Houston Levee Road and Walnut Grove Road, containing 14.72 acres in the Agricultural (AG) and Planned Commercial (C-P) Districts

Applicant: Grace Development  
Askew, Hargraves, Harcourt & Assoc. - Brenda Solomito - Representative

Request: Allow Planned Commercial (C-P) District uses within the Outline Plan

LUCB recommendation: APPROVAL, with conditions

OPD recommendation: Hold for Site Plan Amendments

H. Case No. SAC 03-608 - Sevier Street

Beginning on the north side of Waynoka Avenue and proceeding approximately 200 feet to the south side of Sevier Street, containing 4,997 square feet

Applicant: William L. Loeb, III  
Tim McCaskill - Representative

Request: Partial Street Closure

LUCB and OPD recommendation: APPROVAL, with conditions

I. Case No. SAC 03-614 - Kansas Street Alley Closure

Beginning at the north/south alley between West Carolina Avenue and Railroad Avenue, containing 4,484 square feet

Applicant: Jerry Gillis

Request: Close and Vacate Alley Street Right-of-Way

LUCB and OPD recommendation: APPROVAL, with conditions

**ACTION REQUESTED: Set a date of public hearing**

**SUGGESTED DATE: November 18, 2003**



# CITY OF MEMPHIS

## COUNCIL AGENDA

November 4, 2003

Public Session, Tuesday, 3:30p.m.

Council Chambers, First Floor, City Hall

125 N. Main Street

Memphis, TN 38103-2017

### APPEARANCE CARDS FOR PUBLIC SPEAKING

### ITEMS HELD OR DROPPED FROM THE AGENDA

## REGULAR AGENDA

### PRESENTATIONS AND RECOGNITION OF VISITORS (none)

### EXECUTIVE DIVISION (none)

### FINANCE & ADMINISTRATION

21. RESOLUTION amending the Debt Management Policies and Procedures Manual for the City of Memphis to include Guidelines for Derivatives.

Ford

ACTION REQUESTED: Adopt the resolution

22. RESOLUTION authorizing and providing for the issuance and sale of Commercial Paper of the City of Memphis, Tennessee and providing for certain other matters related

thereto.

Ford

ACTION REQUESTED: Adopt the resolution

### DIVISION OF FIRE SERVICES (none)

### DIVISION OF GENERAL SERVICES

23. RESOLUTION accepting an offer to purchase City owned property located on the south side of Silverage Avenue, west of Pennsylvania Street. The approximate dimensions are 45' X 100'. The lot is unimproved. The amount of the offer is \$1,000.00.

Jones

Resolution accepts an offer from Valerie La Shell Hays to purchase property located in the City of Memphis, County of Shelby and State of Tennessee and identified by the Shelby County Assessor as Ward 035, Block 051, Parcel 013. The property was acquired by the City of Memphis, for delinquent taxes in Tax Sale #13, Chancery Court Cause #9460-2, as Exhibit #3420 on May 4, 2000.

shall  
Estate

Per Ordinance, the sale of the subject is NOT subject to the offer laying over for a future Council meeting for increase of bid. Therefore, resolution approval be deemed as approval of the sale. Resolution also authorizes the Real Bureau to prepare and the Mayor to execute the necessary documents in connection with the conveyance.

Director of General Services recommends approval

ACTION REQUESTED: Adopt the resolution

24. RESOLUTION authorizing the purchase of real property and appropriates funds for the purchase of property for the relocation of vehicle storage and the future construction of facilities for Police Services and other City Agencies. The appropriation of \$357,000.00 plus the contingency fee of \$33,000.00 makes this a total of \$390,000.00.



approved by a  
that  
Mayor  
documents

Resolution authorizes the purchase of a parcel of real property containing approximately 100 acres located on the east side of O. K. Robertson Road and lying west and north of Thomas Street adjacent to the Police and Fire Academies. The property is to be used for a vehicle storage area and is suitable for construction of other city facilities. Resolution also appropriates \$357,000.00 for the purchase price, plus the estimated cost of survey, title work, closing, environmental study and contingency fees in the amount of \$33,000.00 for a total of \$390,000.00 from the Police Service Project # PD 004, Expand Vehicle Storage, G.O. Bonds-General. Resolution reverses the \$850,000.00 appropriation of Project #PD 004, Expand Vehicle Storage, G.O. Bonds-General May 2, 2000 resolution. The contract contingencies were not satisfied and property will not be purchased by the City. Resolution also authorizes the and proper officials to execute the purchase agreement and ancillary on behalf of the City of Memphis.

Director of Police Services and Director of General Services recommends approval

ACTION REQUESTED: Adopt the resolution

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT (none)

DIVISION OF HUMAN RESOURCES (none)

LAW DIVISION (none)

DIVISION OF PARK SERVICES (none)

DIVISION OF POLICE SERVICES

25. RESOLUTION accepting grant funds in the amount of \$975,361.00 from the State of Tennessee Governor's Highway Safety Office for the Memphis/Shelby County Metro Traffic Enforcement Project. These funds will be used for traffic enforcement activities and public awareness measures designed to reduce traffic fatalities and property damage crashes and to increase traffic safety.

Mitchell

ACTION REQUESTED: Adopt the resolution

26. RESOLUTION accepting grant funds in the amount of \$107,311.00 from the State of Tennessee Governor's Highway Safety Office for the Law Enforcement Liaison Grant. These funds will be used to implement statewide initiatives to promote highway safety education and law enforcement.

Mitchell

ACTION REQUESTED: Adopt the resolution

DIVISION OF PUBLIC WORKS

27. RESOLUTION amending the Capital Improvement Budget by transferring an allocation and appropriating \$32,400.00 in G.O. Bonds from Drainage Project Number PW120 to Overton Park Box Extension, Project Number PW423 for a construction contract with GCM Construction, Inc.

Holt

Director of Public Works and City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

28. RESOLUTION amending the FY 2004 Capital Improvement Budget by appropriating \$571,985.00 in G.O. Bonds for Project Number PW152 ADA Wheelchair Ramps for a construction contract with Precise Concrete.

Holt

Director of Public Works and City Engineer recommends approval

ACTION REQUESTED: Adopt the resolution

**GENERAL ORDINANCES -THIRD AND FINAL READING**

29. **ORDINANCE** to annex Bridgewater area A, up for T H I R D and F I N A L reading. (Held from 11/26; 12/3; 12/17; 1/7; 1/21; 2/18; 3/4; 5/6;5/20; 6/3; 7/15) **(Pulled from the Minutes of 7/15/03)**

Peete Ordinance No. 4979

ACTION REQUESTED: Take whatever action Council deems advisable

30. **ORDINANCE** to annex Bridgewater area B, up for T H I R D and F I N A L reading. (Held from 11/26; 12/3; 12/17; 1/7; 1/21; 2/18; 3/4; 5/6;5/20; 6/3; 7/15) **(Pulled from the Minutes of 7/15/03)**

Peete Ordinance No. 4979A

ACTION REQUESTED: Take whatever action Council deems advisable

31. **ORDINANCE** to amend Chapter 22, Code of Ordinances, City of Memphis, by creating a new Chapter 22; to provide regulation for Excessive Noise, up for T H I R D and F I N A L reading. (Held from 7/16; 8/20/ 9/17; 10/1; 10/15; 12/03; 1/7; 2/18; 3/4; 3/18; 4/15; 5/6;5/20;6/3; 8/5) **(Pulled from January 21, 2003 Minutes)**

Peete Ordinance No. 4952

ACTION REQUESTED: Take whatever action Council deems advisable

**ZONING ORDINANCE - THIRD AND FINAL READING**

32. **ORDINANCE** amending the Memphis Zoning Code to establish regulations governing Operation of Pedestrian Vendors within the City of Memphis and to add a definition of Pedestrian Vendor, up for T H I R D and F I N A L reading.

Lowery Ordinance No. 5011  
Case No. ZTA 03-003

ACTION REQUESTED: Take whatever action Council deems advisable

**DIVISION OF PLANNING & DEVELOPMENT**

33. RESOLUTION approving a special use permit located on the northwest corner of Raines Road and Neely Road, containing 6.41 acres in the Planned Commercial (C-P) District. (Held from 8/19; 9/2;9/16;10/21)

Peete Case No. SUP 03-207

Applicant: Cummings Street Baptist Church  
Grant Madsen – Representative

Request: Church Parking Lot

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

**No Opposition at LUCB; No Public Hearing Required**

34. RESOLUTION approving a special use permit located on the east side of Hackscross Road; +/-1,350 feet north of State Line Road, containing 4.0 acres in the Agricultural (AG) District.

Peete Case No. SUP 03-219cc

Applicant: Michael Hatcher & Associates  
Fisher & Arnold, Inc. (Jud TePaske) - Representative

Request: A commercial greenhouse, nursery and landscape contracting service

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

35. RESOLUTION approving a use variance located on the northwest corner of North Third Street and Jackson Avenue.

Peete

Case No. UV 03-09  
(Converted from Z 03-118)

Applicant: Suzanne Heartsill  
Jay Lindy - Representative

Request: A Use Variation to permit a Veterinary Hospital

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

**No Opposition at LUCB; No Public Hearing Required**

36. RESOLUTION adopting a Plan of Services for the Bridgewater Annexation Area A.  
(Held from 2/17; 1/7; 1/21; 2/18; 3/4; 5/6; 5/20; 6/3; 7/15)  
**(Pulled from the Minutes of 7/15/03)**

Peete

ACTION REQUESTED: Adopt the resolution

37. RESOLUTION adopting a Plan of Services for the Bridgewater Annexation Area B.  
Held from 2/17; 1/7; 1/21; 2/18; 3/4; 5/6; 5/20; 6/3; 7/15)  
**(Pulled from the Minutes of 7/15/03)**

Peete

ACTION REQUESTED: Adopt the resolution

38. RESOLUTION establishing a Public Hearing date for December 2, 2003 for adoption of the Midtown Corridor East/Binghampton Plan as expanded and amending the Midtown Corridor East Redevelopment Project Plan.

Peete

ACTION REQUESTED: Adopt the resolution

39. RESOLUTION establishing a Public Hearing Date for December 2, 2003 for adoption of the Redevelopment Plan for the Eastview Area.

Peete

ACTION REQUESTED: Adopt the resolution

40. RESOLUTION to endorse the development of a Comprehensive Land Use and Transportation Plan for the area defined as the 385 Corporate Corridor.

Peete

ACTION REQUESTED: Adopt the resolution

**PUBLIC HEARINGS**

41. RESOLUTION approving an appeal located on the south side of Newberry Avenue, 130 feet east of Fox Hunt Drive, containing 4.60 acres in the General Office (O-G) District. (Held from 9/16)

Peete

Case No. PD 82-022

Applicant: National Church Residences  
Ronald Harkavy - Representative

Appellant: Fox Meadows Gardens Subdivision Homeowners

Request: An elderly housing facility with 49 one-bedroom apartment dwellings and 1 two-bedroom apartment dwelling for the resident manager

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

**83 NOTICES MAILED ON SEPTEMBER 5, 2003**

42. RESOLUTION approving a planned development located on the west side of Waring Road; +750 feet south of Chickasaw Road, containing 1.96 acres in the Single Family Residential (R-S10) District.

Peete

Case No. PD 03-329

Applicant: Brad Rainey Homes  
ETI – Ralph Smith – Representative

Request: A maximum of 3 lots

LUCB recommendation: APPROVAL, with conditions

OPD recommendation: REJECTION

ACTION REQUESTED: Take whatever action Council deems advisable

**55 NOTICES MAILED ON OCTOBER 24, 2003**

43. RESOLUTION approving a planned development located on the southwest corner of East Parkway South and Union Avenue, extending to Edgewood Street, containing 2.88 acres in the Duplex Residential (R-D), Multiple Dwelling Residential (R-MH/R-ML) Districts.

Peete

Case No. PD 03-345

Applicant: Kimble Jenkins  
John Pruett/Ed Beasley – Representatives

Request: Eight (8) residential lots (Including the existing house)

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

**191 NOTICES MAILED ON OCTOBER 24, 2003**

44. RESOLUTION approving a planned development located on the south side of Winchester Road; +/-3,600 feet west of Hacks Cross Road, containing 34.67 acres in the vacant land in the Agricultural(AG), Single Family Residential(R-S8), Multiple Dwelling Residential (R-ML), Flood Plain (FP) and Floodway(FW) Districts.

Peete

Case No. PD 03-346cc

Applicant: Michael Lightman Realty Co.  
Armstrong-Allen, LLC-Ronald Harkavy – Representative

Request: Planned development amendment to expand Area ‘D’ to allow Planned Commercial (C-P) District uses and to expand Area ‘E’ to allow (O-G) and Multiple Dwelling Residential (R-MM) District uses within the Outline Plan

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

**204 NOTICES MAILED ON OCTOBER 24, 2003**

45. RESOLUTION approving a planned development located +/-150 west of Woodland Ridge Drive and +/-1,000 feet north of Woodland Hills Drive, containing 7.2 acres and is governed by the approved conditions for Parcel 9 of the Woodland Hills Planned Development.

Peete

Case No. PD 03-352cc

Applicant: Jim D. Ethridge  
Jud Te Paske (Fisher & Arnold) – Representative

Request: Amend Parcel 9 to add 27 single family lots

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

**15 NOTICES MAILED ON OCTOBER 24, 2003**

46. RESOLUTION approving a planned development located on the east side of Barksdale Street, ±165 feet north of Evelyn Ave., containing 4.171 acres in the Light Industrial (I-District).

L)  
Peete

Case No. PD 03-350

Applicant: Bernard Cowles  
SR Consulting, L.L.C. – Representative

Request: 36 lots for residential uses, including 28 single-residences and 8 townhouses

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

**162 NOTICES MAILED ON OCTOBER 24, 2003**

47. RESOLUTION approving a subdivison revocation Located north of Wright Street at the intersection of East Georgia Avenue, containing 32,805 Square Feet =.753 acre.

Peete

Case No. SR 03-901

Applicant: Bountiful Blessings, Inc.  
Self Tucker Architects, Inc. – James Murray – Representative

Request: Revoke 6 Lot Final Plat recorded in Plat Book 9, Page 11

LUCB and OPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

**53 NOTICES MAILED ON OCTOBER 24, 2003**

48. RESOLUTION approving a special use permit Located on the southwest corner of Winchester Road and Hermitage Drive, containing .78 acre (33,977 sq. ft.), in the Local Commercial(C-L) District.

Peete

Case No. SUP 02-213

Applicant: Carl D. Bush

Request: Time extension for a Special Use Permit for ‘E-Z Car Sales’

OPD recommendation: Subject to Conditions of Approval

ACTION REQUESTED: Take whatever action Council deems advisable

**6 NOTICES MAILED ON OCTOBER 24, 2003**

**GENERAL ITEMS**

49. RESOLUTION requesting a waiver of the special use permit for the Scottish Inn located at 3536 Elvis Presley Blvd. (Held from 10/21)

Peete

ACTION REQUESTED: Adopt the resolution

50. RESOLUTION approving \$150,000.00 for Clayborne Temple Church and First Baptist Beale Church. (Held from 6/17; 8/19; 9/2; 9/16)

Ford

ACTION REQUESTED: Adopt the resolution

51. RESOLUTION approving an honorary street name change for Rev. R. L. Jones

Taylor

ACTION REQUESTED: Adopt the resolution

52. RESOLUTION approving an honorary street name change for Warren Lewis.

Lowery

ACTION REQUESTED: Adopt the resolution

**ADJOURNMENT**